

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VERONICA GUTIERREZ, ERIN WALKER, and
WILLIAM SMITH, as individuals and on behalf
of all others similarly situated,

No. C 07-05923 WHA

Plaintiffs,

v.

FINAL PRETRIAL ORDER

WELLS FARGO & COMPANY, WELLS
FARGO BANK, N.A., and DOES 1 through 125,

Defendants.

FOR GOOD CAUSE and after a final pretrial conference, the Court issues the
following final pretrial order:

1. This case shall go to a **BENCH TRIAL** on **APRIL 26, 2010**, at **7:30 A.M.**, and shall
continue until completed on the schedule discussed at the conference. The issues to be tried
shall be those set forth in the joint proposed pretrial order except to the extent modified by order
in limine. This final pretrial order supersedes the complaint, answer and any counterclaims,
cross-claims or third-party complaints. Only the issues expressly identified for trial remain in
the case.

2. Rulings on the motions *in limine* have been summarized and set forth in a
separate order filed alongside this order.

3. Except for good cause, each party is limited to the witnesses and exhibits
disclosed in the joint proposed final pretrial order less any excluded or limited by an order

1 *in limine*. Materials or witnesses used solely for impeachment need not be disclosed and may
2 be used, subject to the rules of evidence.

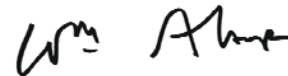
3 4. The stipulations of facts set forth in the joint proposed final pretrial order are
4 approved and binding on all parties.

5 5. Each side shall have **SIXTEEN HOURS** to examine witnesses (counting direct
6 examination, cross-examination, re-direct examination, re-cross examination, etc.).
7 Opening statements and closing arguments shall not count against the limit.

8 6. The parties shall follow the Court's current *Guidelines for Trial and*
9 *Final Pretrial Conference*, separately provided and available on the Internet at
10 <http://www.cand.uscourts.gov>, which guidelines are incorporated as part of this order.

11
12 **IT IS SO ORDERED.**

13
14 Dated: April 23, 2010.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE